WASHINGTON ASSOCIATION OF SHERIFFS & POLICE CHIEFS

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Serving the Law Enforcement Community & the Citizens of Washington

MEMORANDUM

TO: **Don Pierce**
Executive Director
Washington Association of Sheriffs and Police Chiefs

CC: **Sheriff Dan Kimball**
Chief Scott Smith

FROM: **James McMahan**
WASPC Legislative Liaison

RE: **2008 End of Session Legislative Report**

The 2008 Washington State legislative session has adjourned Sine Die. As is typical in 60 day sessions, things begin at a fast and furious pace and get busier as the Legislature churns towards adjournment.

The 2008 Legislature saw the introduction of 1,747 bills (969 in the House and 778 in the Senate), 341 of which passed (174 House bills and 167 Senate bills passed this session). As a percentage, 19% of bills introduced this session passed the Legislature.

This biennium – the two year cycle that the state budget and state Legislature runs on – saw the introduction of 5,381 bills. Of those, 884 passed (481 House bills and 403 Senate bills passed this biennium). As a percentage, 16% of bills introduced this biennium passed the Legislature. This tally does not include the 387 Gubernatorial Appointments sent to the Senate for confirmation this biennium.

Although the 2008 session was touted in the newspapers as a tame session with legislative leaders hesitant to stir controversy heading into an election year, several high profile issues still made their way into the political spectrum this year. These issues include sex offenders, the taping of executive sessions, expansion of civil liability in wrongful death cases, funding for the Sonics, the creation of a "UW North" in Snohomish County, the imposition of tolls on state roadways, a financing plan for the 520 bridge, DUI checkpoints, climate change, and public financing of campaigns. While public safety issues certainly garnered legislative and political attention this session, for the most part, WASPC was able to pursue its legislative agenda without significant distraction.

The 2008 legislative session continues WASPC's 100% record of success on WASPC Agenda Items for 5 years running.

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WASPC Legislative Agenda Items

Agenda Items are WASPC's highest level of importance for a legislative issue. Agenda items are limited to those legislative issues that WASPC will be the legislative 'lead' on, meaning that WASPC will be primarily responsible for its legislative success or failure and WASPC will have 100% negotiating power over the issue.

For example, funding for the WASPC Jail Booking and Reporting System (JBRS) and increasing penalties for auto theft have each been WASPC Agenda Items.

WASPC strictly limits its Agenda Items to 4 or 5 specific issues each legislative session.

HB 2712 – Gangs (Support)

In the 2007 session, the Legislature passed SB 5987, directing WASPC to facilitate a legislative work group on gangs. As a result of this work group and its recommendations, WASPC adopted gangs as an agenda item. The legislation that came about was HB 2712. The bill, as introduced contained the following provisions:

- Established legislative intent for a $10 million gang prevention/intervention grant program for the 2009-11 biennium;
- Created a grant program within WASPC to local law enforcement agencies for gang enforcement efforts;
- Created a grant program within WASPC to local jurisdictions for graffiti abatement;
- Authorized the creation of a statewide gang information database;
- Authorized local jurisdictions to seek civil injunctive relief against gangs;
- Increased penalties for adults recruiting juveniles to commit gang-related crimes;
- Expanded the list of aggravating factors during sentencing to include gang-related crimes;
- Required community custody for felons in possession of a firearm, if they were convicted of a gang-related felony;
- Required the courts to notify the Department of Corrections that an offender is a gang member;
- Expands the malicious mischief statute to include more graffiti/tagging offenses;
- Created a civil cause of action for private property owners who fall victim to graffiti/tagging;
- Created a statewide definition of :
    - "criminal street gang"
    - "criminal street gang associate or member"
    - "criminal street gang-related offense"
    - "pattern of criminal street gang activity";
- Pre-empts local governments relating to the definitions
- Created a temporary witness relocation program for witnesses of gang-related crime; and
- Required a study on best practices to reduce gang involvement while incarcerated.

Along the legislative process, the provisions relating to the prevention/intervention grants, the civil injunctive relief, and the court notification of DOC regarding gang convictions were all removed from the bill.

HB 2712 passed the Legislature.

Sex Offenders

Previous legislative sessions have seen the consistent introductions of legislation relating to sex offenders. WASPC has continually worked with legislators to shape and wean these bills to best match public expectations with actual public safety. In the summer of 2007, the abduction, rape and murder of Zina Linnick spurred additional legislative attention and political grandstanding relating to sex offenders. WASPC worked with the Governor's office and key legislative leaders to identify a few key actions the state can take to increase public safety relating to sex offenders:

1. Funding for Local Law Enforcement Monitoring

   $5 million to WASPC for grants to local law enforcement agencies to better verify the addresses and residency of registered sex offenders, and confirm that each registered sex offender has a DNA sample on file.

   This funding was included in the Governor's proposed budget, as well as the House and Senate budget proposals and was ultimately included in the 2008 Supplemental Operating Budget.

2. Offender Watch

   $321,000 to WASPC for a new unified sex offender registry program – Offender Watch. With this system, all local sex offender registration websites will be linked with the statewide notification website.

   This funding was included in the Governor's proposed budget, as well as the House and Senate budget proposals and was ultimately included in the 2008 Supplemental Operating Budget.

In addition to these two budget items, several bills were introduced regarding sex offenders. Some bills were at the Governor's request, others were not. These bills included:

- HB 2713 - Providing for broader collection of biological samples for the DNA identification of convicted sex offenders and other persons (PASSED)
- HB 2714 - Making failure to register as a sex offender a class B felony (PASSED)
- HB 2786 - Including level I offenders who fail to maintain registration as required by RCW 9A.44.130 to the statewide notification web site (PASSED)
- SB 6184 - Addressing most serious offenses (PASSED)
- SB 6933 - Allowing admissibility of prior sexual assaults as evidence in subsequent sex offense cases (PASSED)
- SB 6596 - Providing for the creation of a sex offender policy board (PASSED)
- HB 2440 – Requiring GPS monitoring of certain sex offenders (DIED)
- HB 2446 – Increasing the penalty for sex offenders who fail to register (DIED)
- HB 2444 – Requiring sex offenders to disclose certain internet activities (DIED)

- HB 2443 – Providing tools community corrections officers need to better search and supervise certain sex offenders (DIED)
- HB 2442 – Expands community notification of certain sex offenders who fail to register (DIED)
- HB 2445 – Collects DNA from all registered sex offenders (DIED)
- HB 2439 – Requires the release of sex offenders subject deportation to federal authorities (DIED)
- HB 2441 – Assists federal authorities with enforcement of immigration laws (DIED)
- HB 2462 – Ensures sex offenders receive accurate sentences (DIED)
- HB 2503 – Establishing Level II as a default classification level for sex offenders who come into the state without sufficient background information (DIED)
- HB 2508 – Expands the DNA database to include all registered sex offenders (DIED)
- HB 2566 - Creating the crime of viewing depictions of minors engaged in sexually explicit conduct (DIED)
- HB 2569 - Providing funding to local government for purposes of registered sex and kidnapping offender address verification and community notification (DIED)
- HB 2622 – Allowing admissibility of prior sexual assaults as evidence in subsequent sex offense cases (DIED)
- HB 2644 - Prohibiting certain sex offenders on community custody from accessing the internet (DIED)
- HB 2715 - Enhancing the penalty for sex offenses committed in a school protection zone (DIED)
- HB 2728 - Requiring sex offender registration for misdemeanor and gross misdemeanor-level indecent exposure when there has been a finding of sexual motivation (DIED)
- HB 2756 - Logging the telephone calls of residents of the special commitment center (DIED)
- HB 2960 - Extending the statute of limitations for certain sex offenses against minors (DIED)
- HB 3161- Requiring certain sex offenders to pay the costs of electronic monitoring (DIED)
- HB 3339 - Requiring public notification for persons who have admitted to committing sex offenses under oath (DIED)
- HB 3371 - Prohibiting specified sex offenses against children (DIED)
- SB 6120 - Providing for the registration of sex offender or kidnapping offender e-mail addresses or other internet communication names or identities (DIED)
- SB 6210 - Providing for the registration of sex offender or kidnapping offender e-mail addresses or other internet communication names or identities (DIED)
- SB 6362 - Ordering a review of statutes of limitation for sex offenses (DIED)
- SB 6373 - Creating the crime of viewing depictions of minors engaged in sexually explicit conduct (DIED)
- SB 6358 - Adding child care providers, volunteers, and employees to the definition of "predatory" perpetrators for the purposes of filing a special allegation (DIED)

- SB 6443 - Regarding disciplinary actions for education employees committing sexual offenses (DIED)
- SB 6488 - Providing for broader collection of biological samples for the DNA identification of convicted sex offenders and other persons (DIED)
- SB 6489 - Including on the statewide notification web site information about level I sex offenders who are out of compliance with registration requirements (DIED)
- SB6548 - Controlling computer access by residents at the special commitment center and persons released to less restrictive alternatives (DIED)
- SB 6550 - Repealing the special sex offender sentencing alternative (DIED)
- SB 6551 - Establishing eligibility for the special sex offender sentencing alternative (DIED)

HB 1030 – Eluding (Support)
WASPC has supported, at a priority level, legislation since the 2005 legislative session that created a one year and one day sentencing enhancement for a person who attempts to elude a police vehicle and endangers a third party in the process. This legislation failed to pass in each of the three previous years it was introduced. For the 2008 session, WASPC made this issue an Agenda item.

HB 1030 passed the Legislature.

WASPC Legislative Priority Items
Priority Items are WASPC's second highest level of importance for a legislative issue. These are typically issues that another entity will 'lead' in the Legislature and WASPC will assist that entity with lobbying efforts, but WASPC will not be responsible for the its legislative success or failure.

Communications Interoperability Funding (Support)
In previous legislative sessions, WASPC supported funding to the State Interoperability Executive Committee (SIEC) to begin implementation of their Technical Implementation Plan (TIP). This session, the Legislature provided $12.673 million to the Military Department for "the federal Public Safety Interoperable Communications grant and required state match. The grant focuses on improving interoperable communications capability and infrastructure in Washington."

Standardized Chemical Dependency Assessment Protocols (Support)
HB 1200 (2005)
WASPC has supported legislation in previous sessions to establish standardized chemical dependency assessment protocols. Said legislation again failed to garner any significant legislative attention, but this issue was tangentially addressed in HB 3254 - Concerning accountability for persons driving under the influence of intoxicating liquor or drugs.

Closing the Gun Show Loophole / Stolen Gun Checks (Support)
SB 5343 (2005)
No legislation was introduced in 2008 regarding the Gun Show Loophole.

New crime for DUI with kids in car (Support)
No legislation was introduced in 2008 to create a new crime for DUI with kids in the car.

Cert/De-Cert Correctional Officers (Support)
SB 5320/HB 1340 (2005)
No legislation was introduced in 2008 to establish a Cert/De-Cert for correctional officers.

Design & Build funding for a new CJTC dormitory (Support)
Funding was not provided in the supplemental capital budget for a new CJTC dormitory (nor was any expected this year).

Funding for an electronic health records system (Support)
No funding was provided for an electronic health records system.

Stun gun regulations (Support)
No stun gun legislation was introduced in the 2008 session.

Expanding DNA database to certain misdemeanors (Support)
HB 2748 (2006)
HB 2713, which passed in 2008, expanded the DNA database.

CJTC 2008 Legislative Agenda (Support)

1. **BLEA Funding – per OFM study**
   $853,000 was provided in the Supplemental Operating Budget for an additional five BLEA classes, at 34 students per class
2. **De-Cert Legal Services - $300,000 to ATG**
   Funding was provided to the Attorney General's Office for CJTC legal services.
3. **Funding for OFM BLEA Study - $120,000 to OFM**
   No funding was provided to OFM for the BLEA study.
4. **Chief for a Day bill**
   HB 2999 – Creating the Chief for a Day Program - passed.

<u>Other Items Supported/Opposed</u>
Support/Oppose Items are WASPC's lowest level of importance for a legislative issue. These are typically issues that another entity is simply seeking WASPC's endorsement or opposition, but WASPC does not intend to expend significant lobbying effort on the issue.

Mandated responses to automatic alarms (oppose)
No such legislation was introduced in 2008.

Funding relief for Medical Costs for Offenders in jail (Support)
SB 6788 - Assisting local governments with payment for extraordinary prisoner medical expenses – was introduced, but died.

Also, an effort was made by local governments to include a provision in the Supplemental Operating Budget to provide $3 million to WASPC for grants to local governments to help cover catastrophic medical costs for jailed offenders. The budget did not contain this proviso.

Local law enforcement / federal immigration statutes (Oppose)
Two bills were introduced in 2008 that related to law enforcement and federal immigration laws. Both bills died.
HB 2439 - Requiring the governing authorities of facilities where convicted sex offenders are confined to determine the offender's immigration status and to release offenders subject to deportation into the custody of federal authorities or at a federal facility used to house persons awaiting deportation.
HB 2441 - Requiring law enforcement agencies to enter into assistance compacts with the federal department of homeland security to help enforce immigration laws as they pertain to certain sex offenders who have been classified as risk level III, have been convicted of a sex offense against a minor victim, or have a prior conviction for failure to register as a sex offender.

Increased Penalties for Underage Gambling (Support)
WASPC supported HB 1345, proposed by the Gambling Commission, which increased penalties for underage gambling. In 2007 the bill passed the House and died in the Senate. HB 1345 met the same fate in 2008.

Barring known gambling offenders from licensed premises (Support)
WASPC supported HB 1346, proposed by the Gambling Commission, which increased penalties for underage gambling. In 2007 the bill died in the House. In 2008, HB 1346 passed the House, but died in the Senate.

Doubling traffic fines in designated Traffic Safety Corridors (Support)
WASPC supported legislation in 2007 to double traffic fines in traffic safety corridors as part of an effort to increase the safety of US Highway 2. No such legislation passed in 2008, but funding was provided in the Supplemental Transportation Budget to increase funding for safety projects on US 2 an additional $5 million – totaling $14 million for safety projects on the highway.

Creating the crime of false reporting an AMBER Alert (Support)
HB 2774 – making it a Class C felony for a person to false report to a public servant with the intent of causing an AMBER Alert – passed in 2008.

Requiring production of out of state business records (ID Theft) (Support)
HB 2637 - allowing records provided by out-of-state businesses to be authenticated by affidavit rather than in person in criminal cases – passed in 2008.

Separate charges for each use of stolen identity (Support)
HB 2638 - allowing prosecutors to bring separate charges against an accused identity thief for each use of a particular piece of someone’s personal information – died in 2008.

Requiring law enforcement to accept report of ID theft (Support)
SB 5878 - creating a statutory requirement for police to take reports from identity theft victims – passed in 2008.

Include body armor in the firearms prohibition for felons (Support)
Two bills relating to felons and body armor were introduced in 2008. Neither passed.

HB 2710 – Allowing the imposition of exceptional sentences for offenders who wore body armor at the time of their offenses – died.

HB 2711 - Prohibiting certain convicted felons from possessing body armor – died.

Allowing the requirement of lie detector tests for non-law enforcement employees (Support)
No such legislation was introduced in 2008.

Exempting birth dates of public employees from public disclosure (Support)
HB 2490 - Protecting personal information about commissioned peace officers and their families – was introduced in 2008, but died.

Firearms Crimes (FACE) Initiative - Attorney General's Request (Support)
No such legislation was introduced in 2008.

Tribal Peace Officers Legislation (Support – by WASPC Resolution)
HB 2476 - Authorizing tribal police officers to act as general authority Washington state peace officers – passed.

Enable Local Jurisdictions to Seize Vehicles in Designated Prostitution Zones (Support)
HB 2952 - Allowing civil forfeiture of conveyances used in prostitution-related offenses – died.

Traditional Death Investigations – Dept Archeology & Historic Preservation (Support WACO)
HB 2624 - Concerning human remains – passed.

Exempt Emergency Vehicles from Road/Bridge Tolls (Support)
HB 1773 – Concerning the imposition of tolls – passed. The bill created a standard for roadway tolls, but contained no exemption for emergency vehicles.

Allow use of audio on stun guns as in-car videos (Support)
No such legislation was introduced in 2008.

Sobriety Checkpoints (Support, per E-Board)
HB 2771 – Creating an administrative sobriety checkpoint program – was introduced, but died.

Random drug testing for public safety officials (Support concept, per E-Board)
HB 3178 – Authorizing mandatory drug testing of peace officers- was introduced, but died.

Codify WAJAC and State Funding (Support, per E-Board)
HB 2506 – Creating the Washington Joint Analytical Center – was introduced, but died.

Other Legislation to Note

HB 1010 - Notifying parents, guardians, and custodians when a juvenile is taken into custody (DIED)

HB 1421 - Modifying address confidentiality program provisions (PASSED)

HB 1625 - Allowing motorcycles to stop and proceed through traffic signals under certain conditions (DIED)

HB 2507 - Expanding the statewide first responder building mapping information system to higher education facilities (PASSED)

HB 2519 - Prohibiting smoking in vehicles containing children (DIED)

HB 2557 - Improving the operation of the trial courts (PASSED)

HB 2637 - Concerning records in a criminal case (PASSED)

HB 2654 - Creating a process for certifying community-based mental health services (PASSED)

HB 2729 – Addressing the reading and handling of certain identification documents. (PASSED)

HB 2762 - Increasing the number of district court judges in Cowlitz county (PASSED)

HB 2787 - Concerning statewide radio communications interoperability (DIED)

HB 2779 - Requiring a specialized forest products permit to sell raw or unprocessed huckleberries (PASSED)

HB 2790 - Establishing the statewide CBRNE response program (DIED)

HB 2817 - Concerning contaminated motor vehicles, vehicles, and vessels (PASSED)

HB 2822 – Concerning the family and juvenile court improvement program (PASSED)

HB 2835 - Requiring federal name-based criminal history record checks when a child is placed in out-of-home care in an emergency situation (PASSED)

HB 2858 - Expanding metal property provisions (PASSED)

HB 2866 - Permitting motor vehicles to be unattended when defrosting equipment is operating for certain conditions (DIED)

HB 2884 - Requiring policies on and limiting the use of mechanical, chemical, and physical restraint of students (DIED)

HB 2903 - Creating an access coordinator for the administrative office of the courts (PASSED)

HB 2919 - Allowing motorcycles to stop and proceed through traffic signal controlled intersections under certain conditions (DIED)

HB 2955 - Ensuring access to criminal justice information (PASSED)

HB 3002 - Applying arbitration to bargaining by the state and the Washington state patrol (PASSED)

HB 3029 - Providing access to a secure system to generate temporary permits to operate vehicles (PASSED)

HB 3168 - Regarding the creation of the Washington head start program (PASSED)

HB 3254 - Concerning accountability for persons driving under the influence of intoxicating liquor or drugs (PASSED)

HB 3359 - Concerning pistol ammunition (DIED)

SB 5751 - Creating a wine and beer tasting pilot project in grocery stores (PASSED)

SB 6244 – Addressing the housing of offenders who violate community custody (PASSED)

SB 6297 – Changing elected prosecuting attorney salaries (PASSED)

SB 6310 - Correcting obsolete references concerning chapter 10.77 RCW (PASSED)

SB 6322 - Revising the definition of a weapon (PASSED)

SB 6324 – Providing liability immunity for aerial search and rescue activities managed by the department of transportation (PASSED)

SB 6328 – Enhancing campus security (PASSED)

SB 6339 - Providing for address confidentiality of victims of trafficking (PASSED)

SB 6341 - Concerning electronic data recorders in motor vehicles (DIED)

SB 6357 - Regarding service of process in domestic violence cases (PASSED)

SB 6370 - Providing licensing requirements for alarm system companies (DIED)

SB 6398 – Regarding fines collected in truancy court actions (PASSED)

SB 6400 - Establishing programs for the moral guidance of incarcerated persons (PASSED)

SB 6401 - Regarding civil liability for the state and local governments for injuries caused by criminal offenders under community supervision (DIED)

SB 6404 – Modifying the process for designating regional support networks (PASSED)

SB 6418 - Requiring policies on and limiting the use of physical force, including mechanical or chemical restraint of students (DIED)

SB 6437 – Modifying provisions relating to bail bond and bail bond recovery agents (PASSED)

SB 6442 - Modifying provisions relating to the office of public defense (PASSED)

SB 6463 - Limiting mandatory overtime for corrections officers employed by a city or county jail (DIED)

SB 6464 – Addressing judicial district population estimates (PASSED)

SB 6500 - Authorizing leave sharing for victims of domestic violence, sexual assault, and stalking (PASSED)

SB 6523 - Establishing a Washington identity theft analysis center (DIED)

SB 6527 – Addressing the failure to transfer motor vehicle title and registration (PASSED)

SB 6544 - Increasing the sentencing range for first degree criminal mistreatment (PASSED)

SB 6569 - Permitting public transit vehicle stops at unmarked stop zones under certain circumstances (DIED)

SB 6573 - Providing additional revenues for public safety (PASSED)

SB 6628 - Clarifying the state's ability to recover from defendants the cost of mental health treatment provided at state hospitals (PASSED)

SB 6643 - Allowing motorcycles to stop and proceed through traffic signal controlled intersections under certain conditions (DIED)

SB 6678 – Authorizing the issuance of special license plates to parents of United States armed forces members who have died while in service to his or her country or as a result of such service (PASSED)

SB 6770 - Regarding alcoholic beverage regulation (PASSED)

SB 6791 – Clarifying permitted uses of moneys currently collected under the county legislative authority sales and use tax for chemical dependency or mental health treatment programs and services or therapeutic courts (PASSED)

SB 6931 – Providing funding for additional emphasis patrols for DUI enforcement and chemical dependency treatment (DIED)

<u>Other Budget Items to Note</u>

Operating Budget

To WASPC:

- $200,000 for Operation Crackdown, which sends law enforcement units out across the state to apprehend offenders who are violating the terms of their release

To the Criminal Justice Training Commission:

- $306,000 for a grant program to pay for the costs of local law enforcement agencies participating in specialized crisis intervention training

To the Department of Community, Trade & Economic Development:

- $750,000 for Crime victim advocates work to assist people who have been victimized and to connect them with available services. Ongoing funding is provided for more victim advocates in county superior courts. These funds shall be contracted with the 39 county prosecuting attorneys offices to support victim-witness services. The funds must be prioritized to ensure a full-time victim-witness coordinator in each county.
- $75,000 in One-time funding is provided to update the statewide sexual assault victim assistance protocols through a coordinated effort led by the Washington Coalition of Sexual Assault Programs.
- $200,000 for Crime Victims Service Centers to continue services previously provided through the use of federal funds.

- $1.584 million in Additional expenditure authority is provided for the Justice Assistance and Project Safe Neighborhoods programs. These programs support activities such as multi-jurisdictional drug interdiction initiatives, regional drug task forces, and public outreach efforts to reduce gun violence.
- $600,000 is provided for the Office of Crime Victims Advocacy to distribute grants to community sexual assault programs to enhance services provided to child victims of sexual assault and their families.

To the Department of Retirement Services:

- $40,000 for the Department of Retirement Systems to hire a facilitator to mediate a stakeholder group discussion of medical benefits funding in the Law Enforcement Officers' and Fire Fighters' Retirement System Plan 1 (LEOFF 1). The stakeholder group shall include representatives of retired members of the law enforcement officers' and fire fighters' retirement system plan 1, local government employers, the department of retirement systems, and other groups as deemed necessary by the director of the department of retirement systems.

To the Department of Information Services:

- $1.222 million - The Department of Information Services (DIS) has received two one-time federal grants for activities related to law enforcement. The U.S. Department of Justice's National Criminal History Improvement Program provided funding to develop and improve criminal history records throughout the state. The DIS also received a grant from the National Governors Association for activities initiated and supported by the U.S. Department of Justice. The grant will fund a pilot project to deliver technical specifications for developing future applications that use the existing Justice Information Network Data Exchange (JINDEX) platform to give law enforcement officers in the field electronic access to driver photographs, enabling them to more accurately identify individuals.

To the Military Department:

- $200,000 in one-time funding is provided to assist local Public Safety Answering Points to purchase and implement Reverse 911 systems across the state. The system will allow the public to be notified in the event of emergencies.
- $750,000 in Additional funding above the 2007-09 biennial budget level is provided for FY 2009 to support the statewide Washington Information Network (WIN) 211 program.
- $1.312 million for the state match required by the Emergency Management Performance Grant. The majority of funds will be passed through to local governments for all-hazard emergency management. Remaining funds will be used by the Military Department to provide assistance to local governments.
- $200,000 for the Military Department to recommend an appropriate funding mechanism for the implementation of next generation 911. The Military Department will consult with the Utilities and Transportation Commission, the Department of Revenue, local governments, representatives from companies

providing telecommunications services and other public safety and medical associations. The Military Department is to submit its report to the appropriate legislative committees by December 1, 2008.

To the Department of Corrections:

- $465,000 - The Department of Corrections currently has five units dedicated to supervision of sex offenders (Seattle, Spokane, west Vancouver, and two in Pierce County). Funding is provided to implement the Dynamic Supervision Pilots which will add one additional CCO to each unit to specialize in intake and risk assessment, allowing existing CCOs to focus more on field visits. The additional risk assessment tool is expected to improve performance and help ensure offenders receive the appropriate services.
- $9.845 million - Continued funding is provided for 130 chemical dependency treatment beds for offenders who have violated the terms of their community supervision.
- $923,000 for additional sex offender electronic monitoring. Certain Level III offenders who are released from total confinement, and whose release plan indicates they may be susceptible to certain risk factors, will be monitored for up to six months. Funding is provided for 75 offenders to participate in electronic monitoring by the end of FY 2008 and 2009 offenders by the end of FY 2009.

To the Washington State Patrol:

- $200,000 to reduce the number of convicted offender samples awaiting DNA analysis
- $428,000 to exercise a City of Seattle option on 15,153 square feet on the fourth floor of the current facility to allow the Chemistry Section to move and the Toxicology Laboratory to expand

To the Office of Superintendent of Public Instruction:

- $40,000 for the Washington State School Directors' Association to facilitate a school disciplinary action task force to review and make recommendations on a model policy regarding the use of physical force in schools

Special Appropriations to the Governor:

- $48,000 to Klickitat County and $141,000 to Yakima County to assist with extraordinary criminal justice costs
- $100,000 to Island County and $100,000 to King County for chemical dependency or substance abuse treatment (for imposing the 1/10% sales tax for the same purpose, per SB 6239 in 2006)

Capital Budget

- $1 million to WASPC to include community and technical college campuses in the statewide first responder building mapping information system
- $200,000 to the Washington State Patrol to conduct a needs analysis and fiscal impact study of higher education campus security
- $500,000 to the Washington State Patrol for a DNA crime lab computer system
- $734,000 to the Washington State Patrol for the Seattle crime lab expansion
- $330,000 to Pierce County law enforcement agencies for a mobile command center

Transportation Budget

To the Washington State Patrol:

- $19,000 for the transportation budget portion of the replacement of the "A Central Computerized Enforcement Service System" (ACCESS) switch (server), and a project manager/consultant to conduct the acquisition, and a quality assurance consultant.
- $45,000 for the transportation budget portion for the expansion of the Washington State Patrol Toxicology Laboratory
- $54,000 for the transportation budget portion of a full-time position of State Toxicologist and an evidence custodian position at the Seattle Toxicologist Laboratory.
- $1.3 million to acquire land adjacent to the Shelton Training Academy for expansion.

To the Department of Licensing:

- $3.55 million - $2.85M of the appropriation is provided for increased costs of issuing enhanced driver licenses due to 1) implementation date moved up from May to January 2008; and 2) additional federal requirements for license and for expanding the existing eleven offices which issue enhanced driver licenses by three, in Mt. Vernon, Bellevue, and another location deemed appropriate by the Department. $0.7M of the appropriation is provided for extending hours at existing offices that process enhanced driver's licenses.

-END-

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WASPC Legislative Protocol

The purpose of this protocol is to clarify the process by which WASPC creates, adopts and executes its legislative agenda.

- The WASPC legislative agenda shall be created and adopted for each legislative session by the WASPC Legislative Committee.

- All members of WASPC are members of the WASPC Legislative Committee.

- The WASPC Legislative Committee shall establish a timeline for creating and establishing a legislative agenda for each legislative session. Such a timeline shall include an 'issue brainstorming' meeting, followed by ample time for issue research and exploration, concluding with a meeting sometime near the month of September to establish and finalize a WASPC legislative agenda. Said agenda shall be presented to the WASPC Executive Board each year for ratification. The WASPC Legislative Committee shall make its timeline known and available for WASPC members.

- In establishing the WASPC legislative agenda, the WASPC Legislative Committee shall recognize that WASPC is the designated legislative lead for legislation that is related to the criminal/law enforcement function of the Sheriff and the Washington Association of County Officials (WACO) is the designated legislative lead for legislation that is related to the civil function of the Sheriff. WASPC and WACO will support the efforts of the other in their designated area.

- Issues presented to the WASPC Legislative Committee for action must be brought by a current WASPC member using the established WASPC Legislative Request Form. The WASPC Legislative Committee is entirely within its rights to summarily refuse consideration of any issue not brought by a current WASPC member or not submitted using the established WASPC Legislative Request Form.

- All WASPC Members are requested to submit all individually requested legislation to the WASPC Legislative Committee. Nothing precludes an individual member from presenting legislation regardless of the WASPC position. However, members are strongly encouraged to notify WASPC of their intention. WASPC makes no obligation to take any action or expend any political energy or political capital on legislation brought by a WASPC member to the Legislature having not gone through the WASPC Legislative Committee.

President
RICHARD LATHIM
Sheriff – Franklin County

President Elect
COLLEEN WILSON
Chief – Sumner

Vice President
JOHN DIDION
Sheriff – Pacific County

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WASHINGTON ASSOCIATION OF SHERIFFS & POLICE CHIEFS
3060 Willamette Dr NE Lacey, WA 98516 PHONE (360) 486-2380 FAX (360) 486-2381 WEBSITE – www.waspc.org

Serving the Law Enforcement Community & the Citizens of Washington

WASPC Legislative Committee Request Form

WASPC Committee Legislative Request Forms must be submitted by a current WASPC member.

WASPC Legislative Committee Timeline

Late June
Legislative Committee 'Issue Brainstorming' Meeting (WASPC Office). Legislative Committee Request Forms should be submitted prior to this meeting. Legislative requests submitted to the WASPC Legislative Committee must have the requesting WASPC member present at the Legislative Committee meetings to discuss and elaborate on the issue.

June – August
WASPC Lobbyist researches issues presented in June meeting, prepares recommendations to the Legislative Committee for actions on each issue presented.

September
Legislative Committee meets to receive and review WASPC Lobbyist recommendations and prepares the WASPC Legislative Agenda. The Legislative Agenda is presented at the next WASPC Executive Board meeting for adoption.

2nd Monday in January
Legislative session starts. Odd numbered years are "long sessions", lasting 105 days, where the Legislature adopts its two year budget. Even numbered years are "short sessions", lasting 60 days.

About the WASPC Legislative Agenda

The WASPC Legislative Agenda consists of three 'levels' – agenda, priority and support/oppose.

Agenda Items are WASPC's highest level of importance for a legislative issue. Agenda items are limited to those legislative issues that WASPC will be the legislative 'lead' on, meaning that WASPC will be primarily responsible for its legislative success or failure and WASPC will have 100% negotiating power over the issue.
For example, funding for the WASPC Jail Booking and Reporting System (JBRS) and increasing penalties for auto theft have each been WASPC Agenda Items.
WASPC strictly limits its Agenda Items to 4 or 5 specific issues each legislative session.

Priority Items are WASPC's second highest level of importance for a legislative issue. These are typically issues that another entity will 'lead' in the Legislature and WASPC will assist that entity with lobbying efforts, but WASPC will not be responsible for the its legislative success or failure.

Support/Oppose Items are WASPC's lowest level of importance for a legislative issue. These are typically issues that another entity is simply seeking WASPC's endorsement or opposition, but WASPC does not intend to expend significant lobbying effort on the issue.

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WASPC Member Submitting Request:_____

Requesting Agency: _____

Date Submitted: _____

Action Requested: ☐ Agenda Item ☐ Priority Item ☐ Support/Oppose

Brief Description of Issue:_____

Please use the last page (and additional pages if necessary) to describe, in as much detail as necessary, the problem that has been identified, the suggested solution, and the expected outcome should the issue be taken up. Please also include legislative drafting language, if available. Please include relevant facts, figures and statistics as appropriate.

Does this issue require state expenditure of funds? ☐ Yes ☐ No

If Yes, approximately how much, and provide from what source:

_____

Does this issue require a change to the RCW? ☐ Yes ☐ No

If Yes, please provide the appropriate RCW Title, Chapter and Section to be created, amended or deleted:

_____

Has this issue been presented to the Legislature before? ☐ Yes ☐ No

If Yes, please provide as much detail as is available, including year, bill number, result, etc.:

_____

_____

_____

If this issue is taken up by WASPC, are there legislators in your area that WASPC should contact regarding the issue? ☐ Yes ☐ No

If Yes, please list which legislators and their position on the issue:

_____

_____

_____

Has this issue been presented to other WASPC Members? ☐ Yes ☐ No

If Yes, please list which WASPC members and their position on the issue:

_____

_____

_____

Are you willing and able to spend time in Olympia during the session to meet with legislators, and testify to this issue in Legislative committee hearings?

☐ Yes ☐ No

If WASPC acts on the request, what individuals/entities are likely to <u>agree</u> with WASPC's position on the issue:

_____

_____

_____

If WASPC acts on the request, what individuals/entities are likely to <u>disagree</u> with WASPC's position on the issue, and <u>why</u>?

_____

_____

_____

THIS SECTION FOR WASPC LEGISLATIVE COMMITTEE USE ONLY

Legislative Committee Action: _____

Date: _____

Approved by: _____

WASHINGTON ASSOCIATION OF SHERIFFS & POLICE CHIEFS

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Policy Governing the Adoption of Legislative Positions and Model Policies
Adopted March 12, 2008

Policy:
It is the policy of the Washington Association of Sheriffs and Police Chiefs to operate in a way that strengthens the influence of the Association and its members in the State Legislature and Congress. Much of the influence of WASPC comes as a result of the unified voice of law enforcement executives.

WASPC intends, as an association, to avoid taking position on issues where there is not a consensus of the membership. The WASPC membership, as a matter of policy, recognizes that the various constituent groups may have different positions on some policy/legislative matters. WASPC will avoid taking a position that is contrary to the position any of its constituent groups.

Procedure:
Members of WASPC are encouraged to suggest potential legislation or model policy to the Legislative or Model Policy Committees. The committees will consider the proposed policy and/or legislation. With regard to legislation, the Legislative Committee will forward with recommendation a legislative agenda to the Executive Board for consideration. The same procedures shall apply to the Model Policy Committee and proposed model policies.

Legislative agendas, model policies, and issue positions will be reviewed by the Executive Board and either approved or modified. Any legislative agenda and/or position must be approved by at least ten voting members of the Executive Board.

If at the next General Membership Meeting or Sheriff's Association Meeting or Police Chiefs Meeting following the adoption of a Legislative Position, a majority of the either the Sheriffs or Police Chiefs present object to the position taken by the Executive Board, that position shall be revoked and the Association shall officially have "no position" on that issue.

In the interest of time, the Executive Board may consider adopting a legislative position without review of the Legislative Committee. The same procedures as previously stated shall apply to this direct consideration.

Nothing in this policy shall alter the policy of the Association that allows the Executive Director and his or her designee to take position on matters of legislation where time is of the essence.

Model Policy recommendations shall be reviewed by the Executive Board and forwarded to the membership upon a vote of at least 8 of the executive board voting members.

Model Policies will be considered by the full membership at the general business meetings and shall be considered adopted upon a vote of at least 75% of the membership votes.

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